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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/709,187
Filing Date	November 10, 2000
First Named Inventor	Racah, et al
Group Art Unit	2171
Examiner Name	Not yet assigned
Attorney Docket Number	2500082-991100

Total Number of Pages in This Submission

ENCLOSURES (check all that apply)

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| <input type="checkbox"/> Fee Transmittal Form
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<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
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Remarks

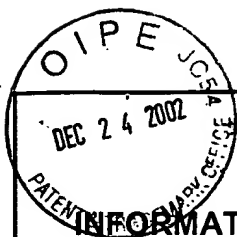
SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual name	David L. Alberti (Reg. No. 43,465) Gray, Cary Ware & Freidenrich
Signature	
Date	December 16, 2002

CERTIFICATE OF MAILING

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INFORMATION DISCLOSURE STATEMENT

Applicants:	Racah, et al.
Application No.	09/709,187
Filed:	November 10, 2000
For:	Scalable Storage System
Group Art Unit:	2171
Examiner:	Not yet assigned
Attorney Docket No.:	2500082-991100

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Dear Sir:

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In accordance with the provisions of 37 C.F.R. § 1.56(a) and 37 C.F.R. § 1.97, Applicant(s) hereby make of record the references listed on the accompanying Form PTO-1449 for consideration by the Examiner in connection with the examination of the above-identified patent application.

This Information Disclosure Statement:

- (a) ☐ accompanies a new patent application submitted herewith.
- (b) ☒ is filed within three (3) months of the Filing Date or before the mailing date of a First Office Action on the merits; **OR**
- (c) ☐ after the period defined in (b) but before the mailing date of a Final Rejection or Notice of Allowance, **OR**
- (d) ☐ is filed after the first Office Action and more than three months after the application's filing date or PCT national stage date of entry filing but, as far as is known to the undersigned prior to the mailing date of either a final rejection or a notice of allowance, and is accompanied by the fee (\$180) set forth in 37 CFR § 1.17(p). **OR**
- (d) ☐ is filed after the mailing date of either a final rejection or a notice of allowance, and the issue fee has not been paid, and is accompanied by the requisite petition fee (\$130) set forth in 37 CFR § 1.17(l)(1) and a certification as specified in 37 CFR § 1.97(e), as checked below. This document is to be considered as a petition requesting consideration of the information disclosure statement.

As required under § 1.97(e), Applicants, through the undersigned, hereby state either that [check the appropriate space]:

- (f) ☒ Each item of information contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing date of the Information Disclosure Statement; or
- (g) ☐ No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

It is respectfully requested that each of the references shown on the attached Form PTO-1449 be made of record in this application. Copies of the references are enclosed

The Commissioner is authorized to charge any deficiencies and credit any overpayment of fees to our Deposit Account No. 07-1896.

Respectfully submitted,

Date: December 16, 2002

GRAY CARY WARE & FREIDENRICH LLP

By: 

Reg. No. David L. Alberti (Reg. No. 43,465)
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